

## **Exhibit 14**

*State of California ex. rel. Ven-A-Care of the Florida Keys, Inc. v.  
Abbott Laboratories, Inc., et al.*

Exhibit to the Declaration of Nicholas N. Paul in Support of Plaintiffs' Motion for Summary  
Judgment as to Defendant Dey

UNITED STATES DISTRICT COURT

DISTRICT OF MASSACHUSETTS

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IN RE PHARMACEUTICAL INDUSTRY )

AVERAGE WHOLESALE PRICE LITIGATION)

-----X Volume 1

THIS DOCUMENT RELATES TO: ) MDL NO. 1456

The City of New York, et al., ) Civil Action

V. ) No. 01-12257-PBS

Abbott Laboratories, et al. )

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THIS DOCUMENT RELATES TO: )

State of California, ex rel. )

Ven-A-Care v. Abbott Laboratories,) )

Inc., et al., Case No. )

03-cv-11226-PBS )

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JULY 10, 2008

DEPOSITION OF DEY, L.P. AND DEY, INC.

BY PAMELA MARRS - VOLUME II

Reported By: WENDY L. VAN MEERBEKE, CSR No. 3676

1           Q.     You don't know one way or the other, or  
2     are you telling me Dey did not check to see that  
3     its published AWP's were the ones it reported?

4           MS. GIULIANA:   Objection.   Form.

5           THE WITNESS:   I know there was one  
6     document I saw that had been transmitted to one  
7     of the reporting services.   I think it was First  
8     DataBank.   That had check marks on it that made  
9     it look like somebody had checked it off.   But  
10    then I also know that I followed up with -- I  
11    don't remember now if it was Russ or Todd.   I  
12    think it might have been Russ -- to find out if  
13    they verified information after they submitted  
14    it, and he said that they would get a  
15    confirmation back that it was received, but they  
16    wouldn't physically check to make sure the right  
17    number was posted in the reporting service.

18          MR. HENDERSON:

19          Q.     Dey did expect, though, that the AWP's  
20     that it reported to First DataBank and Red Book  
21     would be the AWP's that those companies published?

22          A.     Yes.